

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

Plaintiff,

-VS-

Criminal Action No.  
21-00027-01-CR-W-BCW

EDWARD J. KELLY, JR.,

**Defendant.**

**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

The following matters were discussed and action taken during the pretrial conference:

**PENDING CHARGES:** Count One - Felon in Possession of a Firearm and Unlawful User of a Controlled Substance in Possession of a Firearm and Ammunition, in violation of 18 U.S.C. §§922(g)(1), (g)(3) and 924(a)(2)

Count Two - Possession of a Stolen Firearm, in violation of 18 U.S.C. §§ 922(j) and 924 (a)(2)

TRIAL COUNSEL:

Government: Sean Foley  
Case Agent: Gabriel Coale – Independence, Missouri Police Department  
Defense: Angela Williams

**OUTSTANDING MOTIONS:** None

**ANTICIPATED MOTIONS:** None

## TRIAL WITNESSES:

Government: 8 with stipulations; 10 without stipulations  
Defense: No additional witnesses; Defendant will not testify.

## TRIAL EXHIBITS:

Government: 40 exhibits  
Defense: No additional exhibits

## DEFENSES:

- ( x ) defense of general denial  
( ) defenses of general denial and

## **POSSIBLE DISPOSITION:**

- Definitely for trial       Possibly for trial  
 Motion to continue to be filed       Likely a plea will be worked out

**TRIAL TIME:**      **2 ½ days**

Government's case including jury selection: 2 ½ days

Defense case: No additional time

## **STIPULATIONS:**

- ( ) not likely
  - ( ) not appropriate
  - (x) likely as to:
    - ( ) chain of custody
    - ( ) chemist's reports
    - (x) prior felony conviction
    - (x) interstate nexus of firearm
    - (x) other: knowledge of felony status

## **UNUSUAL QUESTIONS OF LAW:** None

## **FILING DEADLINES:**

## **Witness and Exhibit Lists:**

Government: October 18, 2021

Defense: October 18, 2021

**Counsel are requested to list witnesses in alphabetical order on their witness list.**

## **Exhibit Index, Voir Dire, Jury Instructions:** October 18, 2021

**Jury instructions must comply with Local Rule 51.1.**

**Motions in Limine:** October 18, 2021

**TRIAL SETTING:** Criminal jury trial docket commencing November 1, 2021

**Please note:** Government counsel has another case set on the November docket, *USA v. Clegg L. Matthews*, 19-00112-01-CR-W-HFS.

**OTHER:**

- A \_\_\_\_\_-speaking interpreter is required.  
 Other assistive devices: \_\_\_\_\_

## IT IS SO ORDERED.

/s/ Jill A. Morris  
JILL A. MORRIS  
United States Magistrate Judge